

Daniel R. Watkins  
Nevada State Bar No. 11881  
[DW@wl-llp.com](mailto:DW@wl-llp.com)  
Eran S. Forster  
Nevada State Bar No. 11124  
[eforster@wl-llp.com](mailto:eforster@wl-llp.com)  
WATKINS & LETOFSKY, LLP  
8215 S. Eastern Ave., Ste. 265  
Las Vegas, NV 89123  
Office:(702) 901-7553; Fax: (702) 974-1297  
Attorneys for Plaintiff, Edward Ordonez

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

EDWARD ORDONEZ,

Plaintiff,

vs.

BRINKER NEVADA, INC. dba CHILI'S  
GRILL & BAR

Defendants.

**Case No.: 2:19-cv-01095**

**STIPULATION AND ORDER TO  
DISMISS ENTIRE ACTION WITHOUT  
PREJUDICE**

ECF No. 8

Plaintiff, EDWARD ORDONEZ and Defendant, BRINKER INTERNATIONAL PAYROLL COMPANY, LP (erroneously sued as Brinker Nevada, Inc. dba Chili's Grill & Bar)("Defendant"), by and through their respective counsel of record, with reference to the following:

WHEREAS, on or about June 27, 2016, Plaintiff completed an employment application containing an agreement to arbitrate all disputes arising out of or relating to Plaintiff's employment, or termination of employment ("the Arbitration Agreement");

WHEREAS, on or about June 24, 2019, Plaintiff filed a Complaint in the United States District Court, District of Nevada, alleging violation of the Americans with Disabilities Act, 42 U.S.C §12101, et seq., Family Medical Leave Act, 29 U.S.C. §2601 et seq., and NRS 613.330 et seq.

WHEREAS, Plaintiff and Defendant agree that the claims should be arbitrated;

IT IS HEREBY STIPULATED by and between Plaintiff and Defendants and  
ORDERED, as follows:

1. The Action, in its entirety, shall be submitted to binding arbitration pursuant to the terms of the Arbitration Agreement;

2. That the filing of the Complaint in this matter on June 24, 2019 shall constitute Plaintiff's timely demand for arbitration pursuant to the terms of the Arbitration Agreement; and

3. All proceedings in this Action shall be dismissed.

Each party shall bear its own costs and fees for the claims dismissed by this Stipulation and Order.

Dated: July 26, 2019

Dated: July 26, 2019

Respectfully submitted,

Respectfully submitted,

/s/ Lynne K. McChrystal

/s/ Daniel R. Watkins

Deverie J. Christensen, Bar No. 6596  
Lynne K. McChrystal, Bar No. 14739  
300 South Fourth Street, Suite 900  
Las Vegas, Nevada 89101

Daniel Watkins, Bar No. 11881  
Eran Foster, Bar No. 11124  
8215 S. Eastern Ave., Ste. 265  
Las Vegas, NV 89123

Attorneys for Defendant  
Brinker International Payroll Company,  
LP

Attorneys for Plaintiff Edward Ordonez

### ORDER

Based on the parties' stipulation [ECF No. 8] and good cause appearing, IT IS HEREBY ORDERED that THIS ACTION IS DISMISSED without prejudice, each side to bear its own fees and costs. The **Clerk of Court** is directed to **CLOSE THIS CASE**.

  
\_\_\_\_\_  
U.S. District Judge Jennifer A. Dorsey  
Dated: July 29, 2019